



Atty. Dkt. No. 065691-0342

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andre JESTIN et al.

Title: CIRCOVIRUS SEQUENCES ASSOCIATED WITH PIGLET WEIGHT LOSS DISEASE (PWD)

Prior Appl. No.: 09/514,245

Prior Appl. Filing Date: 02/28/2000

Examiner: Unassigned

Art Unit: 1648

31281 U.S.PTO
10/718266



CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

Continuation Division Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

Enclosed are:

- Application Data Sheet (37 CFR 1.76) (5 pages).
- Specification, Claim(s), and Abstract (87 pages).
- Formal drawings (29 sheets, Figures 1, 2a-2g, 3a-3c, 4-7, 8a-8g, and 9-16).
- Copy of Declaration and Power of Attorney (5 pages).
- Submission of Sequence Listing under 37 C.F.R. §1.821(e) (2 pages).
- Copy of Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821-1.825, filed on March 25, 2002 in parent application (1 page).

Copy of Sequence Listing filed on March 25, 2002 in parent application (94 pages).

Information Disclosure Statement (2 pages).

Form PTO/SB/08 (2 pages).

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total Claims:	12	- 20	= 0	x \$18.00	= \$0.00
Independents:	12	- 3	= 9	x \$86.00	= \$774.00
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$0.00
				SUBTOTAL:	= \$1,544.00
				Late Filing Fee Surcharge:	= \$130.00
[]				Small Entity Fees Apply (subtract ½ of above):	= \$0.00
				TOTAL FILING FEE:	= \$1,674.00

The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Nov. 20, 2003

By Stephen B. Maebius

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NOTICE OF COPIED CLAIMS

New claims 1-7 are copied verbatim from Application Publication No. 2002/0055189, (enclosed for consideration) published May 9, 2002. Each claim's patentability is now being studied. Support for these claims has yet to be determined.

Along these lines, new claims 8-12 parallel those from Publication No. 2002/0055189. Support for each claim may be found, e.g., in the specification as filed.

It is believed that claims of the '189 publication would correspond to count(s) based on pending claims 1-12 of this application. Applicants are contemplating preparing a request for interference under Rule 604 to be submitted at a later date.

Each claim 1-12 was entered into application no. 09/514,245, filed February 28, 2000, and thus each claim is not barred by 35 U.S.C. § 135(b).

Respectfully submitted,

Date 11/21/03

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